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LORETTA A. PRESKA
U.S. DISTRICT JUDGE
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BY HAND DELIVERY
Honorable Loretta A. Preska
United States District Judge
Southern District of New York

December 24, 2009

Re: United States v. Jairo Rendon-Herrera, 04 Cr. 962 (LAP)

Dear Judge Preska,

I write to request that Your Honor adjourn the next scheduled Court appearance in the above-referenced case for one month. In the time since our last conference, the parties have been engaged in negotiations aimed at a disposition which would moot the pending motions and resolve the criminal allegation against Jairo. In Jairo's view, the inertia of these negotiations would be impeded by further litigating his pending motions at this juncture, which is the purpose for the January 4, 2010 appearance. Although the pending motions should continue to toll the speedy trial clock, in an abundance of caution we ask that the clock also be tolled for the continuation of negotiations aimed at resolving this case without further adversarial proceedings. The government, by A.U.S.As. Jocelyn Strauber and Benjamin Naftalis, consent to this request.

Finally, I also remind the Court that Jairo, suffering from the conditons described in my November 23, 2009 letter, still awaits Your Honor's decision on the proposed order included with that letter.

The conference
is adjourned to February 17, 2010
At 4:00 p.m.

So ordered
Loretta A. Preska
USDJ
December 30, 2009

Sincerely,



Jeffrey Cohn

copy/ AUSAs J. Strauber & Ben Naftalis (by hand)